

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

**JOHN DOE, individually and on behalf of
all others similarly situated, and BOBBI
PISOR,**

Plaintiffs,

v.

**AMERICA PAC, GROUP AMERICA,
LLC, and ELON MUSK,
Defendants.**

CIVIL ACTION

NO. 25-1691

**ANTHONY MAGLIETTA, STEVEN
REID, and JERRY VICTORIOUS,
individually and on behalf of all others
similarly situated,**

Plaintiffs,

v.

**AMERICA PAC, GROUP AMERICA,
LLC, and ELON MUSK,
Defendants.**

CIVIL ACTION

NO. 25-2364

ORDER

AND NOW, this 26th day of August, 2025, upon consideration of: (1) Defendants' Motion to Dismiss the First Amended Complaint in *Doe v. America PAC* (Civil Action No. 25-1691, ECF Nos. 28 and 35), and Plaintiffs' Response in Opposition thereto (Civil Action No. 25-1691, ECF No. 34); as well as, (2) Defendants' Motion to Dismiss the Complaint in *Maglietta v. America PAC* (Civil Action No. 25-2364, ECF Nos. 22 and 24), and Plaintiffs' Response in Opposition thereto (Civil Action No. 25-2364, ECF No. 23), **IT IS HEREBY ORDERED** as follows:

1. Defendants' Motion to Dismiss the First Amended Complaint in *Doe v. America PAC* (Civil Action No. 25-1691, ECF No. 28) is **GRANTED** with respect to:

- a. All claims against Defendant Group America LLC, which entity shall be **DISMISSED WITHOUT PREJUDICE FOR LACK OF SUBJECT MATTER JURISDICTION** pursuant to Federal Rule of Civil Procedure 12(b)(1);
- b. Plaintiffs' promissory estoppel claim, which shall be **DISMISSED WITHOUT PREJUDICE** pursuant to Federal Rule of Civil Procedure 12(b)(6); and,
- c. Plaintiff John Doe's claim under the Pennsylvania Wage Payment and Collection Law, which claim shall be **DISMISSED WITHOUT PREJUDICE** pursuant to Federal Rule of Civil Procedure 12(b)(6).

2. Defendants' Motion to Dismiss the First Amended Complaint in *Doe v. America PAC* (Civil Action No. 25-1691, ECF No. 28) is **DENIED** in all other respects for the reasons set forth in the accompanying Memorandum Opinion.

3. Defendants' Motion to Dismiss the Complaint in *Maglietta v. America PAC* (Civil Action No. 25-2364, ECF No. 22) is **GRANTED** with respect to:

- a. All claims against Defendant Group America LLC, which entity shall be **DISMISSED WITHOUT PREJUDICE FOR LACK OF SUBJECT MATTER JURISDICTION** pursuant to Federal Rule of Civil Procedure 12(b)(1); and,
- b. Plaintiffs' promissory estoppel claim, which shall be **DISMISSED WITHOUT PREJUDICE** pursuant to Federal Rule of Civil Procedure 12(b)(6).

4. Defendants' Motion to Dismiss the Complaint in *Maglietta v. America PAC* (Civil Action No. 25-2364, ECF No. 22) is **DENIED** in all other respects for the reasons set forth in the accompanying Memorandum Opinion.

BY THE COURT:

S/ WENDY BEETLESTONE

WENDY BEETLESTONE, C.J.